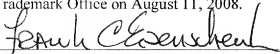


I hereby certify that this correspondence is being electronically filed in the United States Patent and Trademark Office on August 11, 2008.


Frank C. Eisenschenk, Ph.D., Patent Attorney

ELECTION UNDER 35 U.S.C. § 121
Patent Application
Docket No. BKR-106

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : Teresa D. Wessendorf
Art Unit : 1639
Applicants : Pierre Monsan, Claude Bensoussan, Philippe Reulet, Renaud Nalin, Patrick Robc, Karine Tuphile, Benjamin Gillet, Pierre Pujic
Serial No. : 10/591,087
Filed : August 29, 2006
Conf. No. : 6343
For : Method for the Identification of a Metabolic Pathway Family by Means of Positive Selection

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

ELECTION UNDER 35 U.S.C. § 121 AND
SUPPLEMENTAL PRELIMINARY AMENDMENT

Sir:

In response to the written Restriction Requirement dated July 9, 2008 in the above-identified patent application, Applicants hereby elect to prosecute the invention of Group I (claims 19, 20, 25, 26 and 31-33), without traverse. As the species, Applicants hereby elect prokaryotic cells and bacteria as the species for examination. Claims 19, 20, 25, 26, 31-33, 37 and 38 read on the elected invention.

Prior to examination, Applicants respectfully request that the subject application be amended as follows: